

JS-6

NOTE: CHANGES MADE BY THE COURT

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

STERIL-AIRE, INC.,

Plaintiff,

vs.

FIRST LIGHT TECHNOLOGIES, INC.,
et al.,

Defendants.

Case No. SACV08-682-AHS(ANx)

**ORDER DISMISSING ALL
REMAINING CLAIMS WITH
PREJUDICE**

Related Counterclaims and Third-Party
Claims

RECITALS

1. On June 18, 2008, Steril-Aire initiated this action (the “Action”) by filing a Complaint against UV Resources, LLC (“UVR”), Forrest B. FencI (“FencI”), and First Light Technologies, Inc. (“First Light”). (Doc. No. 1.)
2. On August 13, 2008, UVR and FencI filed a Counterclaim against Steril-Aire. (Doc. No. 13.)
3. On September 17, 2008, UVR and FencI filed an Amended Counterclaim against Steril-Aire. (Doc. No. 31.)
4. On October 1, 2008, UVR and FencI filed a Second Amended Counterclaim against Steril-Aire. (Doc. No. 32.)

- On October 24, 2008, Steril-Aire filed a First Amended Complaint against UVR, Fencl, and First Light. (Doc. No. 42.)

6. On November 7, 2008, UVR and Fencel filed a Third Amended Counterclaim against Steril-Aire. (Doc. No. 52.)

7. On February 23, 2009, UVR filed a Third-Party Complaint against Dust Free, LP (“Dust Free”). (Doc. No. 76.)

8. On March 17, 2009, Dust Free filed a Third-Party Counterclaim against UVR. (Doc. No. 93.)

9. On December 17, 2009, the Court filed an order dismissing Steril-Aire and First Light's respective claims against one another. (Doc. No. 390.)

10. On February 25, 2010, the Court filed summary judgment orders relating to Steril-Aire's claims against UVR and Fenc1, Fenc1's counterclaims against Steril-Aire, UVR's third-party claims against Dust Free, and Dust Free's third-party counterclaims against UVR. (Doc. Nos. 417, 418, & 421.)

11. On April 20, 2010, Steril-Aire and UVR appeared for a jury trial on their remaining claims against one another, and a bench trial on the third-party claims between UVR and Dust Free was scheduled to immediately follow the jury trial. (Doc. No. 542.)

12. UVR, Fenc1, and Steril-Aire have entered into a settlement agreement.

13. UVR and Dust Free have entered into a confidential settlement agreement.

STIPULATION

In light of the foregoing, Steril-Aire, UVR, Fencel, and Dust Free jointly stipulate to the dismissal, with prejudice, of all remaining claims in the Action, including:

- (1) Steril-Aire's First Amended Complaint against UVR and FencI;
- (2) UVR and FencI's Third Amended Counterclaim against Steril-Aire;
- (3) UVR's Third-Party Complaint against Dust Free; and
- (4) Dust Free's Third-Party Counterclaim against UVR.

//

1 The parties further stipulate that the Court shall retain jurisdiction over the
2 settlement agreements to determine and enforce any rights and/or obligations
3 thereunder.

4 **ORDER**

5 The Court hereby dismisses all remaining claims with prejudice.

6 **IT SO ORDERED.**

7 Dated: May 12, 2010.

8
9 **ALICEMARIE H. STOTLER**

10 Alicemarie H. Stotler
11 United States District Court Judge
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28